

RULEMAKING NOTICE FORM

Notice Number

Rule
Number

**Pari 1007.01(c), 1008.01(c)(15), 1011.01(c),
1011.01(d)(2)h. – (d)(2)j., 1011.01(k),
1017.01(a) and 1107.01(c)**

1. Agency Name & Address: NH Racing and Charitable Gaming Commission 57 Regional Drive Unit 3 Concord, NH 03301	2. RSA Authority:	RSA 284:12, IX; RSA 287-E:3; RSA 287-E:18
	3. Federal Authority:	N/A
	4. Type of Action:	
	Adoption	_____
	Amendment	X
	Repeal	_____
	Readoption	_____
	Readoption w/amendment	_____

5. Short Title: **BINGO AND LUCKY 7 RULES**

6. (a) Summary of what the rule says and the effect of the rule on those regulated:

The NH Racing and Charitable Gaming Commission granted a rulemaking petition for the proposed changes to the rules. The proposed changes make four changes to the current rules. First, bingo and lucky 7 licensees are given more flexibility for posting copies of their house rules. Second, the requirement to list the types of free plays in game schedules has been eliminated. Third, the fee per player at a bingo hall would be increased from \$4 to \$5. Finally, the prohibition on including the fee for a bingo brain rental has been removed.

6. (b) Brief description of the groups affected:

The proposed rule will affect bingo and lucky 7 charitable organizations and bingo halls.

6. (c) Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:

Provision of the Proposed Rule	Specific State Statute which the Rule is Intended to Implement
Pari 1007.01(c)	RSA 287-E:3, XII and XIV
Pari 1008.01(c)(15)	RSA 287-E:3, XII and XIV
Pari 1011.01(c), (d)(2)h. – (d)(2)j. and (k)	RSA 287-E:3, XII, XIII and XIV
Pari 1017.01(a)	RSA 287-E:3, IX and XIV; RSA 287-E:4, II-a; RSA 287-E:5, VI
Pari 1107.01(c)	RSA 287-E:3, XII and XIV

7. Contact person for copies and questions including requests to accommodate persons with disabilities:

Name: Sheri Eldridge

Title: Legal Coordinator

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Commission
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TTY/TDD Access: Relay NH 1-800-735-2964 or dial
711 (in NH)

8. Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified: Tuesday, January 13, 2009 at the conclusion of the public hearing for these rules.

☒ Fax

☒ E-mail

☐ Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Tuesday, January 13, 2009 at 11:00 a.m.**

Place: **Commission's office, 57 Regional Dr., Concord, NH**

10. Fiscal Impact Statement (Prepared by Legislative Budget Assistant)

FIS # **08:262**, dated **11/26/08**

LBAO
FIS 08:262
11/26/08

Fiscal Impact Statement for New Hampshire Racing and Charitable Gaming Commission rules governing Bingo and Lucky 7 Rules. [Pari 1007.01(c), 1008.01(c)(15), 1011.01(c), 101 1.01(d)(2)h.- (d)(2)j., 1011.01(k), 1017.01(a) and 1107.01(c)]

1. Comparison of the costs of the proposed rules) to the existing rule(s):

When compared to the existing rules, the proposed rules will have an indeterminable fiscal impact on independently owned businesses and charitable organizations. See 3c.

2. Cite the Federal mandate. Identify the impact on state funds: No federal mandate; no impact on state funds.

3. Cost and benefits of the proposed rule(s):

A. To State general or State special funds:

None.

B. To State citizens and political subdivisions:

None.

C. To independently owned businesses:

The proposed rules will increase the maximum fee for a commercial hall rental to a charitable organization from \$4 to \$5 per player per charitable organization's bingo game date. To the extent an independently owned business rents commercial hall space to a charitable organization for a bingo game, the independently owned business may have increased revenue and the charitable organization may have increased costs.

11. Statement Relative to Part I, Article 28-a of the N.H. Constitution:

The proposed rules do not apply to any political subdivisions. Therefore, there is no violation of Part I, Article 28-a of the NH Constitution because the proposed rules do not mandate or assign any program or responsibilities to any political subdivisions.